

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Birk et al.) Group Art Unit: 3763
5 Application No.: 10/562,964)
Filing Date: December 30, 2005) Examiner: Manuel A. Mendez
For: IMPLANTABLE DEVICE FASTENING) Confirmation No.: 4253
10 SYSTEM AND METHODS OF USE) Customer No.: 51957

Mail Stop AMENDMENT
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 23213-1450

INFORMATION DISCLOSURE STATEMENT

Dear Sir:

20 Attached is a PTO/SB/08a form listing certain reference in accordance with the duty of disclosure under 37 C.F.R. §1.97. A copy of any non-U.S. patent publication is attached.

By submitting this Information Disclosure Statement, Applicants make no admission that any item listed thereon is material to the patentability of the invention claimed in the above-referenced application. Further, Applicants make no assertion that a search was conducted, or if
25 conducted, that any search was thorough.

This Information Disclosure Statement is being submitted prior to the mailing of a first Office Action on the merits, and thus pursuant to 37 C.F.R. § 1.97(b)(3) no fee is believed due.

Respectfully submitted,

30 Date: May 19, 2009
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